

## Article - Natural Resources

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§4-217.

(a) (1) The Department may issue a 1-day license exemption to a nonprofit organization to take individuals with physical or mental disabilities fishing from shore in the tidal or nontidal waters of the State.

(2) The primary caregiver or representative of the organization attending to the disabled individuals is included in the license exemption under this subsection.

(3) Application for a license exemption for an organization attending to disabled individuals shall state the location, time, and day of the event and the number of individuals covered by the exemption.

(b) (1) The Department may issue an annual license exemption to a governmental entity or a nonprofit organization to take individuals with physical or mental disabilities who are serving or have served in the armed forces of the United States fishing in the tidal or nontidal waters of the State.

(2) The primary caregiver or representative of the governmental entity or a nonprofit organization attending to a disabled individual under this subsection is included in the license exemption.

(3) An application for a license exemption for a governmental entity or a nonprofit organization attending to a disabled individual under this subsection shall be made on a form provided by the Department.

(4) A governmental entity or a nonprofit organization with an exemption under this subsection shall submit a report to the Department by January 1 of the year following the exemption period that states:

(i) The locations fished under the exemption;

(ii) The dates the exemption was used; and

(iii) The number of individuals who were covered by the exemption.

(c) The primary caregiver or representative of the governmental entity or nonprofit organization exempted under subsection (a) or (b) of this section shall have

in possession the letter of exemption from the Director of the Fisheries Service while the organization is engaged in fishing activity.

(d) An individual covered under a license exemption under subsection (a) or (b) of this section may:

(1) Engage in angling on the nontidal waters of the State without holding an angler's license under § 4-604 of this title;

(2) Engage in angling for trout on the nontidal waters of the State without holding a trout stamp under § 4-614 of this title; and

(3) Fish for finfish in the Chesapeake Bay and its tributaries or in the State waters of the Atlantic Ocean and the Atlantic coastal bays and their tributaries without holding a Chesapeake Bay and coastal sport fishing license under § 4-745 of this title.

(e) An angler's license is not required of the following:

(1) A patient who is under treatment by a State-approved mental health facility and an individual who attends or resides in a State-approved facility for developmentally disabled individuals; or

(2) A caregiver, family member, or designee of a mental health care facility or private group home of a patient who is under treatment by a State-approved mental health facility, if:

(i) The administrator of the mental health care facility, or treating physician or psychologist provides the Department with a letter stating that the caregiver or family member is the primary caretaker of the patient; or

(ii) The individual accompanying the patient carries a copy of the letter described under item (i) of this paragraph, or a professional license or certificate of a health care professional involved in the care of the patient.

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